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CATHERINE CORTEZ MASTO  
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Attorney for Respondents.

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

JOSE ENRIQUE ALBERNI,

Petitioner,

vs.

E.K. MCDANIEL, et al.,

Respondents.

3:01-CV-725-LRH(RAM)

**MOTION FOR  
ENLARGEMENT OF TIME**

**(Second Request)**

Respondents, by and through counsel, CATHERINE CORTEZ MASTO, Attorney General of the State of Nevada, hereby respectfully move this Court for an order granting a fourteen (14) day enlargement of time to and including April 5, 2007, in which to file and serve their post-hearing brief.

This motion is based upon the provisions of Rule 6(b) of the Federal Rules of Civil Procedure and the attached Affidavit of Counsel, as well as all other papers, documents, records, pleadings and other materials on file herein.

There has been one prior enlargement of Respondents' time to file said brief, and this motion is made in good faith and not for the purposes of delay.

RESPECTFULLY SUBMITTED this 22nd day of March, 2007.

IT IS SO ORDERED.

CATHERINE CORTEZ MASTO  
Attorney General



LARRY R. HICKS  
UNITED STATES DISTRICT JUDGE

By:

  
ROBERT E. WIELAND  
Senior Deputy Attorney General

DATED: March 23, 2007

**AFFIDAVIT OF COUNSEL**

STATE OF NEVADA )  
COUNTY OF WASHOE ) ss:

Robert E. Wieland, being first duly sworn under penalty of perjury, deposes and says:

1. That your affiant is a duly qualified and presently acting Senior Deputy Attorney General employed by the Office of the Attorney General of the State of Nevada.

2. That your affiant has been assigned to represent the Respondents in the above-entitled matter.

3. That a post-hearing brief is currently due in the above-entitled matter on March 22, 2007.

4. That due to your affiant's busy schedule, your affiant has not been able to prepare the brief.

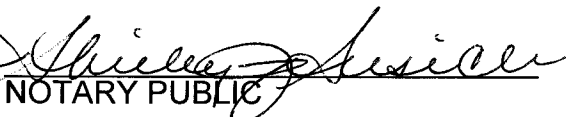
5. That your affiant believes that he will need an enlargement of fourteen (14) days through and including April 5, 2007, within which to prepare, file and serve the answer or other response.

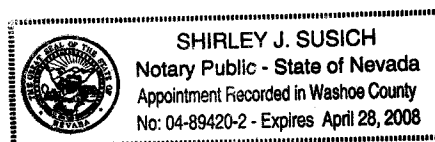
6. That this is Respondents' second request for an enlargement of time to file the brief and is made in good faith and not for the purpose of unduly delaying the ultimate resolution of this matter.

FURTHER YOUR AFFIANT SAYETH NAUGHT.

  
ROBERT E. WIELAND

SIGNED and SWORN to before me  
this 22nd day of March, 2007.

  
NOTARY PUBLIC



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